

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF NEW YORK

MACLAREN EUROPE LIMITED,

Plaintiff,

Index No.: 11-cv-4688 (HB)

-against-

ACE AMERICAN INSURANCE COMPANY,
a/k/a ACE USA,

Defendant.

DECLARATION OF J. GREGORY LAHR, ESQ.

J. GREGORY LAHR, pursuant to 28 U.S.C. § 1746(2), declares under penalty of perjury that the following is true:

1. I am a partner with the firm Sedgwick LLP, attorneys for Defendant ACE American Insurance Company (“ACE”) in this action.

2. I am admitted to practice before, and am in good standing with, the courts of the State of New York.

3. The statements made herein are true based upon my own personal knowledge and/or upon information and belief.

4. I submit this Declaration in support of ACE’s opposition to Plaintiff’s motion for summary judgment.

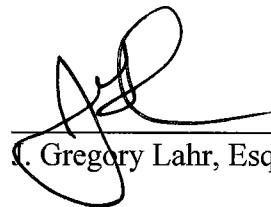
5. Attached hereto as Exhibit A is a true and correct copy of a TD Bank statement for Sahgner Risk Managers, LLC dated March 31, 2006, previously attached within Exhibit 4 to my Declaration dated June 13, 2012.

6. Attached hereto as Exhibit B is a true and correct copy of a TD Bank statement for I. S. Sahni Inc. dated February 28, 2006, previously attached within Exhibit 4 to my Declaration dated June 13, 2012.

7. Attached hereto as Exhibit C is a true and correct copy of a TD Bank statement for Sahgner Risk Managers, LLC dated February 28, 2006, previously attached within Exhibit 4 to my Declaration dated June 13, 2012.

So Sworn this 25th day of June, 2012

I declare under penalty of perjury that the foregoing is true and correct.



Gregory Lahr, Esq.

EXHIBIT A

SAHGNER RISK MANAGERS LLC
120 BROADWAY STE #3700
NEW YORK NY 10271

02/28/06

7919521208

4

CYCLE-010

*** CHECKING *** NY BUSINESS
 ACCOUNT NUMBER 7919521208
 PREVIOUS STATEMENT BALANCE AS OF 01/31/06 1,675.00
 PLUS 7 DEPOSITS AND OTHER CREDITS 100,925.62
 LESS 14 CHECKS AND OTHER DEBITS 91,410.00
 CURRENT STATEMENT BALANCE AS OF 02/28/06 11,190.62
 NUMBER OF DAYS IN THIS STATEMENT PERIOD 28

*** CHECK TRANSACTIONS ***

SERIAL	DATE	AMOUNT	SERIAL	DATE	AMOUNT
105	02/13	2,000.00	12088600*	02/13	2,000.00
11903006*	02/16	5,000.00			

*** CHECKING ACCOUNT TRANSACTIONS ***

DATE	DESCRIPTION	DEBITS	CREDITS
02/06	XFER TO ACCT CK-007910107130	500.00	
02/07	XFER TO ACCT CK-007910107130	500.00	
02/10	DEPOSIT		6,850.00
02/14	DEPOSIT		1,956.62
02/14	DEPOSIT		4,874.00
02/14	DEPOSIT		4,874.00
02/16	DEPOSIT		32,400.00
02/21	DEBIT MEMO	17,500.00	
02/21	XFER TO ACCT CK-007910028807	8,000.00	
02/22	WIRE TRANSFER001309		44,971.00
02/22	WIRE TRANSFER FEE001309	10.00	
02/22	XFER TO ACCT CK-007910028807	2,000.00	
02/23	XFER TO ACCT CK-007919521190	5,000.00	
02/23	XFER TO ACCT CK-007910028807	10,000.00	
02/24	XFER TO ACCT CK-007910028807	2,500.00	
02/24	XFER TO ACCT CK-007910026405	35,000.00	
02/27	XFER TO ACCT CK-007910026405	1,400.00	
02/28	DEPOSIT		5,000.00

*** BALANCE BY DATE ***

01/31	1,675.00	02/06	1,175.00	02/07	675.00	02/10	7,525.00
02/13	3,525.00	02/14	15,229.62	02/16	42,629.62	02/21	17,129.62
02/22	60,090.62	02/23	45,090.62	02/24	7,590.62	02/27	6,190.62
02/28	11,190.62						

EXHIBIT B

SAHGNER RISK MANAGERS LLC
120 BROADWAY STE #3700
NEW YORK NY 10271

03/31/06

7919521208

CYCLE-010

2
*** CHECKING *** NY BUSINESS
ACCOUNT NUMBER 7919521208
PREVIOUS STATEMENT BALANCE AS OF 02/28/06 11,190.62
PLUS 10 DEPOSITS AND OTHER CREDITS 33,073.30
LESS 19 CHECKS AND OTHER DEBITS 41,818.70
CURRENT STATEMENT BALANCE AS OF 03/31/06 2,445.22
NUMBER OF DAYS IN THIS STATEMENT PERIOD 31

*** CHECK TRANSACTIONS ***

SERIAL	DATE	AMOUNT	SERIAL	DATE	AMOUNT
106	03/10	2,681.22	108	03/14	1,428.49
107	03/08	8,599.99			

*** CHECKING ACCOUNT TRANSACTIONS ***

DATE	DESCRIPTION	DEBITS	CREDITS
03/01	XFER TO ACCT CK-007910028807	1,000.00	
03/01	XFER TO ACCT CK-007910028807	1,000.00	
03/02	DEPOSIT		1,564.79
03/06	WIRE TRANSFER 001148		17,641.04
03/06	WIRE TRANSFER FEE 001148	10.00	
03/07	XFER TO ACCT CK-007910028807	12,000.00	
03/08	XFER TO ACCT CK-007910028807	2,000.00	
03/09	CREDIT MEMO		500.00
03/09	UNAVAILABLE FUNDS FEE	33.00	
03/10	RETURNED CHECK # 00000106		2,681.22
03/13	NSF FEE	33.00	
03/14	DEPOSIT		1,200.00
03/14	RETURNED CHECK # 00000108		1,428.49
03/15	DEPOSIT		4,021.51
03/15	NSF FEE	33.00	
03/16	DEPOSIT		333.00
03/16	XFER TO ACCT CK-007910026405	250.00	
03/16	XFER TO ACCT CK-007910028807	5,000.00	
03/20	DEBIT MEMO	300.00	
03/21	DEPOSIT		1,350.00
03/22	XFER TO ACCT CK-007919521190	1,200.00	
03/23	XFER TO ACCT CK-007910028807	1,250.00	
03/23	XFER TO ACCT CK-007910026405	4,000.00	
03/24	XFER TO ACCT CK-007910028807	500.00	
03/24	XFER TO ACCT CK-007910028807	500.00	
03/30	DEPOSIT		2,353.25

*** BALANCE BY DATE ***

02/28	11,190.62	03/01	9,190.62	03/02	10,755.41	03/06	28,386.45
03/07	16,386.45	03/08	5,786.46	03/09	6,253.46	03/13	6,220.46
03/14	7,420.46	03/15	11,408.97	03/16	6,491.97	03/20	6,191.97
03/21	7,541.97	03/22	6,341.97	03/23	1,091.97	03/24	91.97
03/30	2,445.22						

EXHIBIT C

Case 1:11-cv-04688-HB Document 52 Filed 06/14/12 Page 32 of 36

I S SAHNI INC
 FIDUCIARY ACCOUNT
 120 BROADWAY
 SUITE 3700
 NEW YORK NY 10271

02/28/06

7910026405

6

CYCLE-010

*** CHECKING *** BUSINESS
 ACCOUNT NUMBER 7910026405
 PREVIOUS STATEMENT BALANCE AS OF 01/31/06 4,907.93-
 PLUS 8 DEPOSITS AND OTHER CREDITS 46,283.26
 LESS 11 CHECKS AND OTHER DEBITS 41,795.71
 LESS CYCLE SERVICE CHARGE 25.00
 CURRENT STATEMENT BALANCE AS OF 02/28/06 445.38-
 NUMBER OF DAYS IN THIS STATEMENT PERIOD 28

*** CHECK TRANSACTIONS ***

SERIAL	DATE	AMOUNT	SERIAL	DATE	AMOUNT
1098	02/24	2,384.31	1102*	02/23	7,500.00
1099	02/22	1,026.90	1104*	02/28	565.00
1100	02/23	26,997.50	483001038*	02/21	1,890.00

*** CHECKING ACCOUNT TRANSACTIONS ***

DATE	DESCRIPTION	DEBITS	CREDITS
02/17	DEPOSIT	1,308.26	
02/21	CREDIT MEMO	5,000.00	
02/21	XFER FROM ACCT CK-007910028807	500.00	
02/23	XFER FROM ACCT CK-007910028807	2,000.00	
02/23	OVERDRAFT FEE	33.00	
02/24	XFER FROM ACCT CK-007919521208		35,000.00
02/24	OVERDRAFT FEE	66.00	
02/24	XFER TO ACCT CK-007910028807	500.00	
02/24	XFER TO ACCT CK-007910028807	800.00	
02/27	XFER FROM ACCT CK-007910107130	575.00	
02/27	XFER FROM ACCT CK-007919521208	1,400.00	
02/27	OVERDRAFT FEE	33.00	
02/28	XFER FROM ACCT CK-007910028807	500.00	
02/28	CYCLE SERVICE CHARGE	25.00	

*** BALANCE BY DATE ***

01/31	4,907.93-	02/17	3,599.67-	02/21	10.33	02/22	1,016.57-
02/23	33,547.07-	02/24	2,297.38-	02/27	355.38-	02/28	445.38-